



District of Columbia Sentencing and Criminal Code Revision Commission

441 4th St, NW, Suite 430 South, Washington, DC 20001
Telephone (202) 727-8822 Fax (202) 727-7929

MINUTES OF FULL COMMISSION MEETING

March 17, 2015

One Judiciary Square, Suite 430S, Washington, DC 20001

Members in Attendance:

Frederick Weisberg
Paul Butler
Julie Samuels
Ronald Gainer
Dave Rosenthal

Cedric Hendricks
Robert E. Morin
Laura Hankins
Michael Anzallo
Thomas Kane

William Martin
Molly Gill

Staff in Attendance:

Barbara Tombs-Souvey
Linden Fry
Richard Schmechel
Mia Hebb

Michael Serota
Jinwoo Park
Bryson Nitta
Rachel Redfern

LaToya Wesley

Guest: Judi Garrett

- I. The meeting was called to order by Chairman Weisberg at 5:10 p.m.
- II. The minutes from the February 10, 2015, meeting were reviewed, amended and approved.
- III. Chairman's Report – Chairman Weisberg

Performance Hearing Update: Chairman Weisberg informed the Commission that the Agency Performance Hearing went well and there were no significant questions or issues raised by Chairman McDuffie. Chairman Weisberg also commended Ms. Tombs-Souvey on the hearing testimony.

Commission Welcomes Judie Garrett: Thomas Kane introduced Judi Garrett from the Bureau of Prisons and gave a brief overview of Ms. Garrett's professional background. Mr. Kane communicated to the Commission that Ms. Garrett will replace Mr. Kane upon his transition off of the Commission. The Commission welcomed Ms. Garrett.

- IV. Director's Report - Barbara Tombs-Souvey

CSOSA Data System Update: Barbara Tombs-Souvey was pleased to inform the Commission that the GSS data system with CSOSA went live on March 1, 2015.

Annual Report Draft: Ms. Tombs-Souvey informed the Commission that a copy of the draft Annual Report was emailed to each of member for review. The Commission members were asked to provide their comments or edits by March 27, 2015.

V. Review and Approval of Draft Data Sharing Policy – Action Item, Barbara Tombs-Souvey.

Draft Data Sharing Policy: Barbara Tombs-Souvey introduced a draft of the Commission’s proposed Data Sharing Policy. As discussed at previous Commission meetings, she reiterated that the Agency’s need for a data sharing policy as a result of the increased data requests the Commission has experienced following the implementation of the GRID system. The Data Sharing Policy will control what and how data is shared with other agencies, institutions, and individuals.

The Data Sharing Policy covers:

- The Commission’s Data Sources
- Types of Data Shared
- How to Request Data
- The Commission’s Response To Data Requests
- The Timeline for Data Requests

The Commission discussed whether it was appropriate to ask requesters why they are requesting the data and/or how the data will be used. The Commission also debated whether there should be a different policy for government data requests verses external data requests. The Commission agreed to amend the Data Sharing Policy to include a statement that the policy asks the requester for information on why the data is being requested and how it will be used to allow the agency to appropriately tailor its response. The Commission also decided to have a single policy that applies to all data requests.

Commission Action#1: The Commission voted to approve the Data Sharing Policy as amended by a 9-0 vote.

VI. Review and Approval of Revised Criminal Code Revision Project Management Plan - Action Item, Richard Schmechel, Project Director.

Approval of Revised Criminal Code Revision Project Management Plan: The Commission continued its discussion of proposed changes to the Criminal Code Revision Project Management Plan from the February meeting. Richard Schmechel gave a brief overview of the Revised Criminal Code Revision Project Management Plan submitted to the Commission for approval. Mr. Schmechel stated that the Revised Management Plan reflected the Commission’s comments at the February meeting and subsequent discussion of details by the Committee on Criminal Code Revision.

The main differences between the Revised Management Plan and the prior Management Plan were described as follows:

- As a priority, the Criminal Code Revision Committee will develop draft recommendations for enactment of Title 22 and will identify unconstitutional offenses, common law offenses, and obsolete offenses.

- Two additional agency reviews will be conducted by criminal justice agencies on the Committee that will allow for cumulative reviews of work to date.
- To offset time spent on these additional activities, the Project will no longer include revision of certain weapon offenses, inchoate offenses, and crimes involving government operations as described in the prior Project Management Plan.

The Revised Management Plan is otherwise consistent with the original Management Plan and requires analysis, review, and development of recommendations for revision to many of the District's most serious felonies.

Mr. Schmechel asked if there were any questions concerning the Revised Management Plan. The Commission discussed the effects of the new changes, the September 2016 statutory deadline for the Project's completion, and the Project's timeline for deliverables nearing the completion date.

Commission Action#2: The Commission voted to approve the Revised Criminal Code Project Management Plan and submission to the Council by 10-0 vote.

Meeting Adjourned: 6:15 pm.

NEXT MEETING:

Tuesday, April 21, 2015,
One Judiciary Square (441 4th St., NW), Room 430S.